

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:

\*

CASE NO. 09-01144(ESL)

JESSICA MERCEDES IRIZARRY

CHAPTER 13

Debtor(s)

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MOTION TO SUBMIT AMENDED PLAN

TO THE HONORABLE COURT:

NOW COMES the above named debtors through the undersigned attorney and very respectfully prays and alleges:

1. That debtor herewith submits amended plan dated April 6, 2009 for the Court's approval.

WHEREFORE it is respectfully requested that this Honorable Court confirm this plan on its day.

In San Juan, Puerto Rico, this April 6, 2009.

I CERTIFY that on this date I sent by electronic mail a true copy of this motion and Plan to Chapter 13 Trustee, Jose R. Carrion, Esq., and by regular mail to parties in interest and to creditors as per master address list.

/s/EMILY D DAVILA  
USDC-PR 128809  
WILLIAM DAVILA DE PEDRO, ESQ.  
EMILY D DAVILA RIVERA, ESQ.  
USDC-PR #214503  
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**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF PUERTO RICO**

IN RE: **JESSICA MILAGROS MERCEDES IRIZARRY**  
*aka JESSICA M MERCEDES IRIZARRY*

BK. CASE # **09-01144**

CHAPTER 13

DEBTOR(S)

**CHAPTER 13 PAYMENT PLAN**

- The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
- The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: \_\_\_\_\_

☒ AMENDED PLAN DATED: **APRIL 6, 2009**

☒ PRE ☐ POST-CONFIRMATION

FILED BY ☒ DEBTOR ☐ TRUSTEE ☐ OTHER

**I. PAYMENT PLAN SCHEDULE**

|       |                 |   |           |   |                  |
|-------|-----------------|---|-----------|---|------------------|
| \$    | <u>1,000.00</u> | x | <u>12</u> | = | <u>12,000.00</u> |
| \$    | <u>1,300.00</u> | x | <u>48</u> | = | <u>62,400.00</u> |
| \$    | _____           | x | _____     | = | _____            |
| \$    | _____           | x | _____     | = | _____            |
| \$    | _____           | x | _____     | = | _____            |
| TOTAL |                 |   |           | = | <u>74,400.00</u> |

Additional Payments:

\$ 0.00 to be paid as LUMP SUM  
within \_\_\_\_\_ with proceeds to come from

☐ Sale of property identified as follows:

☐ Other: \_\_\_\_\_

Periodic Payments to be made other than, and in  
addition to the above.

\$ \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

PROPOSED BASE: \$ 74,400.00

**III. ATTORNEY'S FEES**

(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee

Disclosure Statement: \$ 2,300.00

Signed: /s/ JESSICA MILAGROS MERCEDES IRIZARRY  
DEBTOR

JOINT DEBTOR

**II. DISBURSEMENT SCHEDULE**

A. ADEQUATE PROTECTION PAYMENTS CR RELIABLE FINANCIAL \$ 100.00

B. SECURED CLAIMS.

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid  
as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. ORIENTAL GROUP

Cr. \_\_\_\_\_

Cr. \_\_\_\_\_

# 3445

# \_\_\_\_\_

# \_\_\_\_\_

\$ 13,164.24

\$ \_\_\_\_\_

\$ \_\_\_\_\_

2. ☒ Trustee pays IN FULL Secured Claims

Cr. RELIABLE FINANCIAL

Cr. \_\_\_\_\_

Cr. \_\_\_\_\_

# 1873

# \_\_\_\_\_

# \_\_\_\_\_

3. ☐ Trustee pays VALUE OF COLLATERAL

Cr. \_\_\_\_\_

Cr. \_\_\_\_\_

Cr. \_\_\_\_\_

# \_\_\_\_\_

# \_\_\_\_\_

# \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

4. ☒ Debtor SURRENDERS COLLATERAL to Lien Holder:

SHARES SURRENDER COOP. SAGRADA FAMILIA

5. ☐ OTHER: \_\_\_\_\_

6. ☒ Debtor Otherwise maintains regular payments directly to:

ORIENTAL GROUP

C. PRIORITIES. The Trustee shall pay priorities in accordance with the law.

(II U.S.C. § 507 and § 1322 (a)(2))

D. UNSECURED CLAIMS. Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-Debtor Claims / ☐ Other: \_\_\_\_\_

☐ Paid 100% / ☐ Other: \_\_\_\_\_

Cr. \_\_\_\_\_

Cr. \_\_\_\_\_

Cr. \_\_\_\_\_

# \_\_\_\_\_

# \_\_\_\_\_

# \_\_\_\_\_

(b) ☐ Other: \_\_\_\_\_

2. Unsecured Claims otherwise receive PRO-RATA disbursements

**OTHER PROVISIONS:** (Executory contracts; payment of interest to unsecured, etc.) \*

Executory Contract

DECISION

DR. JOSE A PAGAN

Assumed

JOVANNY DIAZ BONILLA

Assumed

SRA. ILIANA GOMEZ

Assumed

\* See Attached Continuation Sheet for Additional Information

ATTORNEY FOR DEBTOR: WILLIAM DAVILA DE PEDRO ESQ

PHONE: (787) 759-8090

**CHAPTER 13 PAYMENT PLAN  
(Continuation Sheet)**

**II DISBURSEMENT SCHEDULE**

**OTHER PROVISIONS**

*ATTORNEY'S FEES TO BE PD. FIRST; ADEQ. PROT. \$100. X 6 TO RELIAB. FINANC.; EMA RELIAB. FINANC.  
\$600.00 X 6 & 700. X 51 MO., RELIAB. SATISFIED BY MD (8-2014). EMA ORIENTAL GROUP \$300.00 X 6 MO. &  
\$250. X 49 MO.;  
ASSUME NON-RESID. LEASE WITH DR. JOSE A. PAGAN, NO ARREARS, I PAY \$875. MO., ASSUME RESID. LEASE WITH  
GIOVANNY DIAZ, I AM LESSOR, \$650. MO., ASSUME RESID. LEASE WITH ILIANA GOMEZ, I AM LESSOR, \$650.MO.*

JESSICA MILAGROS MERCEDES IRIZARRY  
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SAN JUAN PR 00936

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BANKRUPTCY DIVISION  
PO BOX 362589  
SAN JUAN PR 00936

CENTENIAL  
BANKRUPTCY DIVISION  
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CITIFINANCIAL  
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COOP A/C SAGRADA FAMILIA  
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COROZAL PR 00783

DEPARTMENT OF TREASURY  
BANKRUPTCY DIVISION  
PO BOX 9022501  
SAN JUAN PR 00902

HOSPITAL AUXILIO MUTUIO  
APARTADO 191227  
SAN JUAN PR 00919

INTERNAL REVENUE SERV  
MERCANTIL PLAZA ROOM 914  
PONCE DE LEON AVENUE  
HATO REY PR 00918

JOVANNY DIAZ BONILLA  
COLINAS DE FAIRVIEW CALLE 2002  
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